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**CENTRAL FAX CENTER****JUN 25 2008****Practitioner's Docket: 2002DE143****PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Brychey et al.

Docket: 2002DE143

Serial No.: 10/539,033

Group Art Unit: 1755

Filed: 06/10/2005

Examiner: Green, Anthony J.

For: Method For The Production Of Phthalocyanine Pigment Preparations

**CERTIFICATION OF FACSIMILE TRANSMISSION**Mail Stop: Petition  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that the following papers are being facsimile transmitted to the Patent and Trademark Office (Fax No.: 1-571-273-8300) on the date shown below:

1. **PETITION TO CORRECT CORRESPONDENCE FILING DATE FOR "DATE-IN" INCORRECTLY ENTERED OR OMITTED ON EXPRESS MAIL LABEL (37 C.F.R. SECTION 1.10(d)) (2 pages)**
2. **copy of the first page of the correspondence which was filed and copy of Tracking label and Sales Receipt (3 pages)**
3. **STATEMENT BY VICKI L. AGRO ACCOMPANYING PETITION TO CORRECT CORRESPONDENCE FILING DATE FOR "DATE-IN" INCORRECTLY ENTERED OR OMITTED ON EXPRESS MAIL LABEL (37 C.F.R. SECTION 1.10(d)) (1 page)**

**Total Pages including Certification of Transmission:** 7**Vicki L. Sgro:** **Date: June 25, 2008**

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Serial No.: 10/539,033

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Examiner: Green, Anthony J.

For: Method For The Production Of Phthalocyanine Pigment Preparations

Mail Stop: Petitions  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450**PETITION TO CORRECT CORRESPONDENCE FILING DATE  
FOR "DATE-IN" INCORRECTLY ENTERED OR OMITTED  
ON EXPRESS MAIL LABEL  
(37 C.F.R. SECTION 1.10(d))**

1. This is a petition to accord the correspondence in the above-identified application a filing date of June 10, 2005 which is the date the correspondence was deposited with the U.S.P.S. with proper postage.
2. Submitted herewith is the statement of Vicki L. Sgro as to when the discrepancy was discovered and establishing that this petition is being filed promptly thereafter. 37 C.F.R. Section 1.10(d)(1).
3. Attached is a true copy of the first page of the correspondence which was filed, showing both the date on which this correspondence was mailed as Express Mail Label No.

---

**CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. Section 1.8(a))**

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

- ☐ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

**FACSIMILE**

- ☒ transmitted by facsimile to the Patent and Trademark Office **571-273-8300**.

Signature

Vicki L. Sgro

(type or print name of person certifying)

Date: June 25, 2008

(Petition to Accord Correspondence Filing Date For "Date-in" Incorrectly Entered/Omitted on Express Mail Label—page 1 of 1)

06/26/2008 PCHOMP 00000025 032060 10539033

01 FC:1464 130.00 DA

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**CENTRAL FAX CENTER****JUN 25 2008**

ED 795273289 US and that the number of the Express Mail was placed thereon prior to the original mailing. 37 C.F.R. Section 1.10(d)2).

4. Correction is required because the wrong "date-in" was entered by the U.S.P.S. on the envelope delivered to the PTO, but the correct date was entered in "Randolph Station Sales Receipt showing the Tracking No. as ED 795273289 US" " identifying the package as filed on **June 10, 2005**.

5. The following establish the showing required by 37 C.F.R. Section 1.10(d)(3):

Evidence from the U.S.P.S. as follows:

USPS Sales Receipt identifying the package as filed on June 10, 2005 at 04:42:52PM

6. The petition fee (37 C.F.R. Section 1.17(h)) is paid as follows:

Please charge Account No. 03-2060 the sum of \$130.00.

A duplicate of this petition is enclosed.

Please charge Account No. 03-2060 for any fee deficiency or credit this account for any overpayment for this petition.

Date: June 25, 2008

Reg. No.: 40,913

Tel. No.: 704-331-7151

Customer No.: 25,255

  
Signature of Practitioner

Anthony A. Bisulca  
CLARIANT CORPORATION  
4000 Monroe Road  
Charlotte, NC 28205

(Petition to Accord Correspondence Filing Date For "Date-in" Incorrectly Entered/Omitted on Express Mail Label--page 2 of 2)

**JUN 25 2008**

**Practitioner's Docket: 2002DE143**

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Brychey et al.

Docket: 2002DE143

Serial No.: 10/539,033

Group Art Unit: 1755

Filed: 06/10/2005

Examiner: Green, Anthony J.

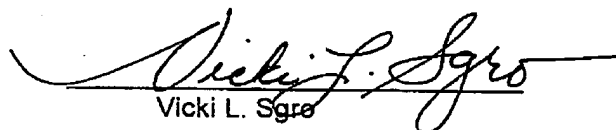
For: Method For The Production Of Phthalocyanine Pigment Preparations

Mail Stop: Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**STATEMENT BY VICKI L. SGRO  
ACCOMPANYING PETITION TO CORRECT CORRESPONDENCE FILING DATE  
FOR "DATE-IN" INCORRECTLY ENTERED OR OMITTED  
ON EXPRESS MAIL LABEL  
(37 C.F.R. SECTION 1.10(d))**

1. I am employed by Clariant Corporation as a Paralegal since January 4, 2000.
2. I noticed the discrepancy in the filing date as being incorrect on June 24, 2008, when we filed the Response to Notice of Publication Fee Due, RCE, Amendment, and Information Disclosure Statement all of which were in Response to the Notice of Allowance dated March 31, 2008.

Respectfully submitted,

  
Vicki L. Sgro

• (Petition to Accord Correspondence Filing Date For "Date-in" Incorrectly Entered/Omitted on Express Mail Label--page 3 of 2)



ED 795273289 US



UNITED STATES POSTAL SERVICE®

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ORIGIN (POSTAL SERVICE USE ONLY)		
PO ZIP Code <b>28211</b>	Day of Delivery <input checked="" type="checkbox"/> Next <input type="checkbox"/> 2nd <input type="checkbox"/> 2nd Dst Day	Postage <b>\$ 13.65</b>
Date Accepted <b>06/11/05</b>	Scheduled Date of Delivery Month <b>10</b> Day <b>11</b>	Return Receipt Fee \$
Time Accepted <b>1641</b> <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	Scheduled Time of Delivery <input checked="" type="checkbox"/> Noon <input type="checkbox"/> 3 PM	COD Fee \$ Insurance Fee \$
Flat Rate <input type="checkbox"/> or Weight <b>13.5</b> lbs	Military <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Total Postage & Fees \$
	Int'l Alpha Country Code	Acceptance Emp./Initals <b>LH</b>

DELIVERY (POSTAL SERVICE USE ONLY)		
Delivery Attempt	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day		
Delivery Attempt	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day		
Delivery Date	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day		

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Federal Agency Acct. No. or Postal Service Acct. No.	

FROM: (PLEASE PRINT) PHONE (704) 331-7075

Clariant Corporation  
Intellectual Property Dept.  
4000 Monroe Road  
Charlotte, NC 28205

2002 DE 143

TO: (PLEASE PRINT) PHONE ( )

COMMISSIONER FOR PATENTS  
P. O. Box 1450  
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SN: 10/539,033  
Filed: 6-10-2005

SN-10/539,033  
Filed 6-10-2005

RANDOLPH STATION  
CHARLOTTE, North Carolina  
282119798  
3613950035-0095  
06/10/2005 (800)275-8777 04:42:52 PM

Sales Receipt		Final Price
Product Description	Sale Qty Unit Price	
ALEXANDRIA VA 22313 EM		\$13.65
PO-Add Flat Rate		
Serial Number ED795273275US		
Next Day Noon / Normal Delivery		
Paid by account: 1		\$13.65
EMCA account number: 282936		\$13.65
ALEXANDRIA VA 22313 EM		
PO-Add Flat Rate		
Serial Number ED795273289US		
Next Day Noon / Normal Delivery		
Paid by account: 1		\$13.65
EMCA account number: 282936		\$13.65
ALEXANDRIA VA 22313 EM		
PO-Add Flat Rate		
Serial Number ED795273292US		
Next Day Noon / Normal Delivery		
Paid by account: 1		\$13.65
EMCA account number: 282936		\$13.65
Total:		\$0.00

Paid by:

Bill#: 1000501202393  
Clerk: 06

— All sales final on stamps and postage. —  
Refunds for guaranteed services only.  
Thank you for your business.  
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Attorney's Docket No. 2002DE143**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****Express Mail Label Number ED 795273289 US****Date of Mailing: June 10, 2005****CERTIFICATION UNDER 37 CFR 1.10**

I hereby certify that on the date indicated above this International application and the documents referred to as enclosed therein, of:

- CERTIFICATION UNDER 37 CFR 1.10 (Express Mail) (1 page)
- TRANSMITTAL LETTER TO THE DO/EO/US (3 pages) w/ duplicate (6 pages)
- Executed Assignment with Transmittal Cover Letter (2 pages)
- Copy of Search Report (3 pages)
- Preliminary Amendment w/ Abstract (10 pages)
- ENGLISH TRANSLATION OF APPLICATION (44 PAGES SPECIFICATION, claims)  
(claims 11 in number)
- Executed Declaration (2 pages)
- Postage pre-paid Postcard Receipt

**Inventor:** Klaus BRYCHCY  
Joachim WEBER  
Heidrun MEHLER

**For:** Method For The Production Of Phthalocyanine Pigment  
Preparations

**International Application No.:** PCT/EP2003/013362  
**International Filing Date:** 27 November 2003  
**Priority Filing Date:** 10 December 2002

is being deposited with the United States Postal Service as "Post Office to Addressee" Express Mail addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, Mail Stop:, in accordance with 37 CFR 1.10.

  
\_\_\_\_\_  
Vicki L. Sgro